

All communications respecting this case should identify it by number and names of parties.



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BOARD OF PATENT APPEALS
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Applicants: Hofvander et al.
Serial No.: 08/070,455
Filed: 11/24/93
For: Genetically Engineered
Modification of Potato to Form
Amylopectin-Type Starch
Accorded Benefit of: PCT/SE91/00892
filed 12/20/91

The case referred to above has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with other cases hereafter specified. Attention is directed to the fact that this interference is declared pursuant to 37 CFR 1.601 et seq., effective February 11, 1985 (49 F.R. 48416. 1050 O.G. 385). The interference is designated as No. 103,579.

By direction of the Commissioner of Patents and Trademarks and as required by 35 USC 135(c), notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference."

637

The cases involved in this interference are:

Junior Party

Applicants: Per Hofvander, Per T. Persson, Anneli Tallberg,
deceased; by Lennart Hansson, Legal Representative
and Olle Wikstrom

Addresses: Doppinggrand 8, S-230 11 Falsterbo, Sweden
Travgatan 9, S-291 65 Kristianstad, Sweden
Drapavagen 69, S-223 74, Lund, Sweden
Wasagatan 1, S-291 53, Kristianstad, Sweden

Serial No.: 08/070,455 filed 11/24/93

For: Genetically Engineered Modification of Potato to Form
Amylopectin-Type Starch

Assignees: None

Attorneys of Record: William L. Mathis, Peter H. Smolka, Robert
S. Swecker, Platon N. Mandros, Benton S.
Duffett, Jr., Joseph R. Magnone, Joel M.
Freed, Norman H. Stepno, Ronald L.
Grudziecki, Frederick G. Michaud, Jr., Alan
E. Kopecki, Regis E. Slutter, Samuel C.
Miller, III, Ralph L. Freeland Jr., Robert
G. Mukai, George A. Hovanec, Jr., James A.
LaBarre, E. Joseph Gess, David D. Reynolds,
R. Danny Hunington, Eric H. Weisblatt,
James W. Peterson, Teresa Stanek Rea,
Robert E. Krebs, Robert M. Schulman,
William C. Rowland, Richard H. Kjeldgaard,
T. Gene Dilhunty and Anthony W. Shaw

Associate Attorney: None

Accorded Benefit of: PCT/SE91/00892 filed 12/20/91

Address: Benton S. Duffett, Jr.
Burns, Doane, Swecker & Mathis
George Mason Building
Washington & Prince Sts., P.O. Box 1404
Alexandria, VA 22313-1404

638

3

Senior Party

Applicants: Richard G.F. Visser, Evert Jacobsen and Willem J. Feenstra

Addresses: Van Broeckhuysenstraat 9 Bennekom, The Netherlands
6721 TC
Ritzema Bosweg 77, 6706 BD Wageningen, The
Netherlands 6706 TC
Lutsborgerweg 10 Haren, The Netherlands 9752 VV

Serial No.: 08/294,619 filed 08/23/94

For: Potato Plant Producing Essentially Amylose-Free Starch

Assignees: None

Attorneys of Record: Martin Fleit, Harvey B. Jacobson, Jr.,
Ronald D. Cohn, D. Douglas Price, John
Clarke Holman, Marvin R. Stern, Michael R.
Slobasky and Jonathan L. Scherer

Associate Attorney: None

Accorded Benefit of: U.S. Serial Nos. 08/159,714 filed 12/01/93
and 07/835,886 filed 02/14/92

Address: Jacobson, Price, Holman & Stern
The Jenifer Building
400 Seventh Street N.W.
Washington, D.C. 20004-2201

Count 1

A homologous construct of the potato plant comprising a full length potato granule-bound starch synthase (PGBSS) cDNA or genomic DNA.

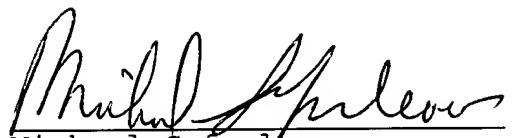
639

7

The claims of the parties which correspond to this count are:

Hofvander et al.: Claims 1, 4 and 6-23

Visser et al. : Claims 1, 4-8, 11, 13-20 and 23-27


Michael Sofocleous
Administrative Patent Judge
(703) 308-9823

gjh

640

5